



STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF NURSING

IN THE MATTER OF THE LICENSE OF	:	Administrative Action
	:	
	:	
	:	
LORRAINE CUNICELLA, R.N.	:	FINAL ORDER
License # 26NR 06459900	:	OF DISCIPLINE
	:	
	:	
TO PRACTICE NURSING IN THE	:	
STATE OF NEW JERSEY	:	

This matter was opened to the New Jersey State Board of Nursing ("Board") upon receipt of information which the Board has reviewed and upon which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Respondent is a registered professional nurse in the State of New Jersey, and has been a licensee at all times relevant hereto.

2. Respondent indicated on her 2014 renewal application that she would not complete required continuing education for the 2012-2014 licensing cycle by May 31, 2014.

3. Respondent was asked by the Board's Executive Director in letters dated July 9, 2014 and September 25, 2014 to submit documentation of completion of all continuing education courses required for the 2012-2014 licensing cycle and to provide payment of a civil penalty in the amount of \$250, in the form of a certified check or money order, for the failure to comply with N.J.A.C. 13:37-5.3.

4. Respondent submitted payment of \$250 in satisfaction of the civil penalty, but she provided documentation of only one (1) contact hour of appropriately accredited nursing continuing education as defined pursuant to N.J.A.C. 13:37-5.3, to be attributed to the 2012-2014 licensing cycle. A total of thirty (30) contact hours is required pursuant to N.J.A.C. 13:37-5.3.¹

CONCLUSIONS OF LAW

1. Respondent's failure to comply with N.J.A.C. 13:37-5.3 subjects respondent to sanctions pursuant to N.J.S.A. 45:1-21(e) and (h).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was entered on March 13, 2015, provisionally suspending respondent's nursing license and memorializing payment of a \$250 civil penalty. A copy of the Order was served upon

¹ A certificate for two (2) contact hours submitted by respondent, dated March 27, 2012 does not meet accreditation requirements, and moreover was completed prior to the applicable licensing cycle.

respondent by certified and regular mail at her address of record. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30th day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

Respondent replied to the Provisional Order, furnishing certificates of completion of 30 contact hours of valid continuing education completed on October 1, 2014 and December 9, 2014. Respondent had already submitted documentation of one contact hour of a course in organ donation completed on April 30, 2014. Accordingly, respondent has satisfied her continuing education obligation for the 2012-2014 licensing cycle, albeit belatedly, and suspension is no longer applicable. Therefore, the Provisional Order is to be finalized, memorializing respondent's payment of the \$250 civil penalty for the violation of N.J.A.C. 13:37-5.3, already admitted to by respondent.

ACCORDINGLY, IT IS on this 23rd day of April, 2015,

ORDERED that:

1. Payment of the civil penalty for the violation of N.J.A.C. 13:37-5.3 is hereby memorialized by this order. As respondent has admitted to the violation and satisfied the penalty, no further payment is required.

2. The continuing education completed in October and December of 2014 may not be used to satisfy respondent's continuing education obligation for the 2014-2016 licensing cycle.

NEW JERSEY STATE BOARD OF NURSING

By: Patricia Murphy PhD APN
Patricia Murphy, PhD, APN
Board President